

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>MARCELLUS GILREATH,</b>	)	<b>CASE NO.: 1:23-cv-720</b>
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>JUDGE: DAN AARON POLSTER</b>
	)	
<b>PAMELA MCGUINEA, et al.</b>	)	
	)	
<b>Defendants.</b>	)	
	)	
	)	

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**DEFENDANTS CUYAHOGA COUNTY AND PAMELA MCGUINEA’S  
MOTION TO DISMISS**

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Now come Defendants Pamela McGuinea and Cuyahoga County and respectfully move the Court to dismiss the complaint filed by Plaintiff Marcellus Gilreath pursuant to Fed.R.Civ.P. 12(b)(6).

The Complaint fails to state a claim upon which relief can be granted. In the alternative, McGuinea is entitled to absolute, qualified or state-law immunity with respect to all of Plaintiff’s claims asserted here.

A Memorandum in Support follows.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I certify that on July 25, 2023 a copy of the *Motion to Dismiss* was filed electronically. Notice of this filing will be sent to all registered parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Michael J. Stewart

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